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Attorney for Plaintiff
DAWN MARIE GRAVES

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

E-FILED -10/17/06

DAWN MARIE GRAVES,

Plaintiff,

v.

JOHN JOSEPH PUGH,

Defendant.

Case No. C06-02427-RMW-PVT

**STIPULATION FOR DISMISSAL
AND [] ORDER**

Fed. R. Civ. P. 41(a)(1)

Pursuant to Fed. R. Civ. P. 41(a)(1), Plaintiff, DAWN MARIE GRAVES, and Defendant, JOHN JOSEPH PUGH, stipulate, and the Court hereby orders, as follows:

1. The dispute between the parties has been settled, therefore, the claims asserted by Plaintiff, DAWN MARIE GRAVES, against Defendant, JOHN JOSEPH PUGH, in the above-captioned proceeding are hereby dismissed, with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1). All parties to bear their own costs and attorneys fees.

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1 Dated: September 1, 2006

/s/ Fred W. Schwinn
Fred W. Schwinn, Esq.
Attorney for Plaintiff
DAWN MARIE GRAVES

4 Dated: September 1, 2006

/s/ Brian J. Hannon
Brian J. Hannon, Esq.
Attorney for Defendant
JOHN JOSEPH PUGH

7 THE FOREGOING STIPULATION
8 IS APPROVED AND IS SO ORDERED.

9 Dated: 10/17/06

/S/ RONALD M. WHYTE
Honorable Ronald M. Whyte
Judge of the District Court